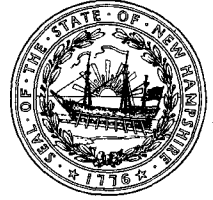




The State of New Hampshire
Department of Environmental Services



Michael P. Nolin
Commissioner

January 24, 2006

**CERTIFIED MAIL #7004 0750 0003 0561 8217
RETURN RECEIPT REQUESTED**

NOTICE OF PAST VIOLATION

Karen Beaulieu
Top Notch Properties, LLC
9 Pasture Lane
Bedford, NH 03110

RE: File # 2003-02370, 10 Guild Circle, Gilford, Tax Map 240, Lot 30

Dear Ms. Beaulieu:

On November 7, 2003 the New Hampshire Department of Environmental Services, Wetlands Bureau ("DES") inspected property located at 10 Guild Circle, Gilford ("the Property"). The purpose of this inspection was to determine whether violations of RSA 482-A and Administrative Rules Wt 100-800 had occurred on the Property.

As a result of the inspection, the following violations were observed:

1. Approximately 10,000 square feet of wetland had been stumped and rutted without a permit from DES.

Following this inspection, DES issued Letter of Deficiency ("LOD") WET 2003-040 requesting stabilization of the site, the submittal of a restoration plan to restore the impacted wetland, and implementation of that plan upon approval by DES. In response you hired a Certified Wetland Scientist ("CWS") who submitted a letter to DES indicating that a field review of the Property had determined that the entire property was a jurisdictional wetland. In addition on January 20, 2005 the CWS contacted DES and stated that the site was stable and that restoration efforts on the Property would result in more impacts than if the violation was left to naturally recover. An October 7, 2005, DES inspection verified that no further violations had occurred on the Property and the site had re-vegetated and was naturally recovering.


This Notice of Past Violation ("Notice") is to inform you that the violations referenced above have been documented and will be maintained on file at DES. As the impacted wetlands are naturally recovering and the site is stable, no further action is required of you relative to these violations and DES will take no further enforcement action at this time.

Please be aware that a Certified Wetland Scientist has delineated the entire Property as jurisdictional wetland. As such any work on the property would require a wetlands permit from DES prior to commencing with such work.

DES encourages you to make use of our website (<http://www.des.nh.gov/wetlands.htm>) and "inspector of the day" service before undertaking future work. This service is available to the public to address technical questions related to wetlands regulation. You may reach the "inspector of the day" Monday through Friday, 8:00am to 4:00 pm by calling (603) 271-2147.

If you have any questions regarding this matter, please contact Stacey Herbold at sherbold@des.state.nh.us or (603) 271-4062.

Sincerely,


Colin Adams, CWS
Bureau Administrator
DES Wetlands Bureau

cc: ~~Colin Adams~~, Administrator, DES Legal Unit
Dick de Seve, DES Subsurface Bureau
Dave Andrade, Gilford Code Enforcement Officer
Tracey Atwater, Contractor
Gilford Conservation Commission
Nancy Ramsdell, Ramsdell & Daughters Septic System Design
Kathleen Suroweic, CWS